



THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the United States Patent Application of
Applicant: J. Blake Scott

Serial No.: 10/037,630

Examiner: Paul D. Marcantoni

Filing Date: January 3, 2002
Priority Date: August 10, 2001

Group Art Unit: 1755

**For: INCORPORATION OF DRILLING CUTTINGS
INTO STABLE LOAD-BEARING STRUCTURES**

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8 (a)

I hereby certify that the enclosed (i) Applicant's Response To United States Patent and Trademark Office Examiner's Action Under 37 CFR § 1.111 and (ii) Request for Continued Examination (RCE) are being deposited on the date identified below with the United States Postal Service as first-class mail in an envelope properly addressed to "Mail Stop AMENDMENT — FEES, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450."

July 26, 2004
Date of Certificate

John S. Child, Jr.
John S. Child, Jr.

PETITION FOR EXTENSION OF TIME UNDER 37 C.F.R. § 1.136(a)

An United States Patent and Trademark Office Examiner's Action was mailed on March 26, 2004, and had a deadline for reply of three (3) months, *i.e.*, until June 26, 2004. Applicant hereby petitions for a one (1) month extension of time for filing this Response, or until July 26, 2004, and encloses a Fee Transmittal for F/Y 2004 and check totaling \$440.00, which includes \$55.00 for the Extension Fee.

Respectfully submitted,

John S. Child, Jr.
John S. Child, Jr.
PTO Registration No. 28,833

AUTHORIZATION TO CHARGE DEPOSIT ACCOUNT

In the event a fee is required and is not enclosed, or the check is improper, or the fee calculation is in error, the Commissioner is authorized to charge any under payment or credit any overpayment to the account of the undersigned attorneys, Account No. 04-1406. Duplicate copies of this sheet and of the Fee Transmittal are enclosed for fee-processing, if necessary.

John S. Child, Jr.
John S. Child, Jr.

REQUEST FOR CONTINUED EXAMINATION (RCE) UNDER 37 C.F.R. § 1.114

In compliance with the duty of disclosure set forth in 37 C.F.R. § 1.56, Applicant is submitting herewith a Request for Continued Examination. A Fee Transmittal for F/Y 2004 is enclosed, together with a check totaling \$440.00, which includes the \$385.00 fee for the Request for Continued Examination (RCE). The Examiner is authorized to call the undersigned attorney at the telephone number listed below.

08/02/2004, NGUYEN, 00000003, 10033630

02 FC:2251

55.00.00

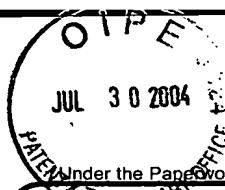
Date: July 26, 2004

Respectfully submitted,

**DANN DORFMAN HERRELL & SKILLMAN
A Professional Corporation
Attorneys for Applicant**

John S. Childs, Jr.

John S. Child, Jr.
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FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT **(\$)** **440.00**

| Complete if Known | |
|--------------------------|----------------------------|
| Application Number | 10/037,630 |
| Filing Date | January 3, 2002 |
| First Named Inventor | J. Blake Scott |
| Examiner Name | Paul D. Marcantonio |
| Art Unit | 1755 |
| Attorney Docket No. | 72425.0105 |

METHOD OF PAYMENT (check all that apply)

Check Credit card Money Order Other None

Deposit Account:

04 - 1406

Dann Dorfman Herrell and Skillman

The Director is authorized to: (check all that apply)

Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) or any underpayment of fee(s)
 Charge fee(s) indicated below, except for the filing fee
 to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

| Large Entity | Small Entity | Fee Description | Fee Paid |
|--------------------------|---------------|------------------------|----------|
| Fee Code (\$) | Fee Code (\$) | | |
| 1001 770 | 2001 385 | Utility filing fee | |
| 1002 340 | 2002 170 | Design filing fee | |
| 1003 530 | 2003 265 | Plant filing fee | |
| 1004 770 | 2004 385 | Reissue filing fee | |
| 1005 160 | 2005 80 | Provisional filing fee | |
| SUBTOTAL (1) (\$) | | 0 | |

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

| | Extra Claims | Fee from below | Fee Paid |
|--------------------|--------------|--|----------|
| Total Claims | | -20** = <input type="text"/> X <input type="text"/> = <input type="text"/> | |
| Independent Claims | | - 3** = <input type="text"/> X <input type="text"/> = <input type="text"/> | |
| Multiple Dependent | | | |

| Large Entity | Small Entity | Fee Description |
|--------------------------|---------------|--|
| Fee Code (\$) | Fee Code (\$) | |
| 1202 18 | 2202 9 | Claims in excess of 20 |
| 1201 86 | 2201 43 | Independent claims in excess of 3 |
| 1203 290 | 2203 145 | Multiple dependent claim, if not paid |
| 1204 86 | 2204 43 | ** Reissue independent claims over original patent |
| 1205 18 | 2205 9 | ** Reissue claims in excess of 20 and over original patent |
| SUBTOTAL (2) (\$) | | 0 |

**or number previously paid, if greater; For Reissues, see above

3. ADDITIONAL FEES

| Large Entity | Small Entity | Fee Description | Fee Paid |
|-----------------------------------|---------------|--|----------|
| Fee Code (\$) | Fee Code (\$) | | |
| 1051 130 | 2051 65 | Surcharge - late filing fee or oath | |
| 1052 50 | 2052 25 | Surcharge - late provisional filing fee or cover sheet | |
| 1053 130 | 1053 130 | Non-English specification | |
| 1812 2,520 | 1812 2,520 | For filing a request for <i>ex parte</i> reexamination | |
| 1804 920* | 1804 920* | Requesting publication of SIR prior to Examiner action | |
| 1805 1,840* | 1805 1,840* | Requesting publication of SIR after Examiner action | |
| 1251 110 | 2251 55 | Extension for reply within first month | |
| 1252 420 | 2252 210 | Extension for reply within second month | |
| 1253 950 | 2253 475 | Extension for reply within third month | |
| 1254 1,480 | 2254 740 | Extension for reply within fourth month | |
| 1255 2,010 | 2255 1,005 | Extension for reply within fifth month | |
| 1401 330 | 2401 165 | Notice of Appeal | |
| 1402 330 | 2402 165 | Filing a brief in support of an appeal | |
| 1403 290 | 2403 145 | Request for oral hearing | |
| 1451 1,510 | 1451 1,510 | Petition to institute a public use proceeding | |
| 1452 110 | 2452 55 | Petition to revive - unavoidable | |
| 1453 1,330 | 2453 665 | Petition to revive - unintentional | |
| 1501 1,330 | 2501 665 | Utility issue fee (or reissue) | |
| 1502 480 | 2502 240 | Design issue fee | |
| 1503 640 | 2503 320 | Plant issue fee | |
| 1460 130 | 1460 130 | Petitions to the Commissioner | |
| 1807 50 | 1807 50 | Processing fee under 37 CFR 1.17(q) | |
| 1806 180 | 1806 180 | Submission of Information Disclosure Stmt | |
| 8021 40 | 8021 40 | Recording each patent assignment per property (times number of properties) | |
| 1809 770 | 2809 385 | Filing a submission after final rejection (37 CFR 1.129(a)) | |
| 1810 770 | 2810 385 | For each additional invention to be examined (37 CFR 1.129(b)) | |
| 1801 770 | 2801 385 | Request for Continued Examination (RCE) | |
| 1802 900 | 1802 900 | Request for expedited examination of a design application | |
| Other fee (specify) _____ | | | |
| *Reduced by Basic Filing Fee Paid | | | |
| SUBTOTAL (3) (\$) | | 440.00 | |

(Complete if applicable)

| | | | | | |
|-------------------|---------------------------|-----------------------------------|--------|-----------|---------------|
| Name (Print/Type) | John S. Child, Jr. | Registration No. (Attorney/Agent) | 28,833 | Telephone | 215-563-4100 |
| Signature | <i>John S. Child, Jr.</i> | | | Date | July 26, 2004 |

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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